

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Kenneth T. Heruth and Confirmation No. 8232
Keith A. Miesel
Serial No.: 10/825,964
Filed: April 15, 2004 Customer No.: 28863
Examiner: Fangemonique A. Smith
Group Art Unit: 3736
Docket No.: 1023-360US01
Title: DETECTING SLEEP

CERTIFICATE UNDER 37 CFR 1.8 I hereby certify that this correspondence is being transmitted via the United States Patent and Trademark Office electronic filing system on January 5, 2009.

By: Arrendle Brown
Name: Arrendle Brown

PETITION FOR EXTENSION OF TIME

Commissioner for Patents
Alexandria, VA 22313-1450

Dear Sir:

In accordance with the provisions of 37 C.F.R. §1.136(a), it is respectfully requested that a one-month extension of time be granted in which to respond to the outstanding Office Action mailed September 5, 2008, said period of response being extended from December 5, 2008 to January 5, 2009.

Please charge Deposit Account No. 50-1778 the amount of \$ 130.00 to cover the required extension fee for a large entity.

Date: 1-5-09

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